

3:30 P.M., Ohio County Community Center, Hartford, Ky

Meeting called to order by Judge Executive David Jones. Prayer by Magistrate Jason Bullock. Pledge to the American flag.

Those present were as follows:

David G. Jones	Judge Executive
Gregory B. Hill	County Attorney
Cheryl Morris	Fiscal Court Clerk
Hayward D. Minton	Magistrate District 1
Jason Bullock	Magistrate District 2
Richard Robinson	Absent
Larry Keown	Magistrate District 4
Bill Burden	Magistrate District 5

Motion made by Esq. Keown that the Court approve the minutes of the regular meeting on October 6, 2009 as presented. (on file in Fiscal Court Order Book, Clerk’s office)

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the bills, claims, payments and transfers as presented (copy on file, Clerk’s office).

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Burden that the Court approve the second reading and adoption of Ordinance #2010-4: AN ORDINANCE ADOPTING GENERAL AD VALOREM TAX RATES PER \$100 ASSESSED VALUATION ON ALL TAXABLE PROPOERTY WITHIN THE JURISDICTION FOR OHIO COUNTY GENERAL FUND FOR CALENDAR YEAR 2009 (copy on file in Ordinance Book, Clerk’s office).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to authorize Patricia Stewart to act as substitute van and bus driver at the Ohio County Senior Center.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve the following Resolution regarding a federal grant application:

**A RESOLUTION AUTHORIZING THE JUDGE EXECUTIVE TO SIGN AND SUBMIT AN APPLICATION FOR THE PURPOSE OF OBTAINING FEDERAL FINANCIAL ASSISTANCE UNDER THE DISASTER RELIEF ACT (PUBLIC LAW 288, 93<sup>RD</sup> CONGRESS) TO THE STATE OF KENTUCKY AND TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA)**

**BE IT RESOLVED BY THE OHIO COUNTY FISCAL COURT:**

That the Judge Executive be, and is hereby authorized to sign and submit an application for Disaster Relief Funds to the State of Kentucky and the Federal Emergency Management Agency for the purpose of obtaining federal financial assistance.

PASSED by the Ohio County Fiscal Court, Kentucky this 27<sup>th</sup> day of Oct. 2009.

**OHIO COUNTY, KENTUCKY**

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David Jones  
Ohio County Judge Executive

ATTEST:

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The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to allow county employees the option to utilize their personal physician to perform job related required physicals.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to authorize the Judge Executive to sign an Interlocal Agreement with the Hancock County Fiscal Court allowing Ohio County to perform road work on the north side of Panther Creek on Greene Ln.

The motion was seconded by Esq. Minton and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to add approximately 150 feet to C-607/Green Lane beginning at the northernmost point of the existing Ohio County road and continuing in a northerly direction on a limited maintenance basis. This is the same addition referred to in the minutes of the October 6, 2009 meeting, but removing the contingency that Hancock County must agree to perform work on the Hancock County side of the bridge.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to go into Closed Session for the discussions of pending litigation on behalf of the Fiscal Court. No other business will be discussed during the Closed Session and no official action shall be taken or consensus made by the Fiscal Court. The legal authority that allows us to go into Closed Session is KRS 61.810(1)(c) which authorizes the Fiscal Court to have discussions of proposed or pending litigation against or on behalf of the public agency. The legal reason we are going into Closed Session is for discussion of pending litigation.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to go back into Open Session. No other business was discussed or action taken during the Closed Session except what was stated by me before going into Closed Session regarding pending litigation.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Bullock that the Court approve to add approximately 4,300 feet of Bratcher Lane to the prioritization list for a 3” waterline addition at a cost of approximately \$20,302.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Minton that the meeting is adjourned.

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

Minton	Yes
Bullock	Yes
Robinson	Absent
Keown	Yes
Burden	Yes
Jones	Yes

And said motion was unanimously adopted, and it is so ordered.

Meeting is adjourned.

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David Jones, Judge Executive

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Cheryl Morris, Fiscal Court Clerk